FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
NAGPUR BENCH, NAGPUR

Civil Application No. 216/2007
in
First Appeal No.585/2005

Appeal Application No. Writ petition	District : of 200

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders

Mr. Kurekar, Adv. for the appellant.
Mr. L.H. Kothari, Adv. for the R-3,4 & 6.

CORAM : Smt. Vasanti A. Naik, J.
DATED : 19th June, 2007.

On a combined reading of the judgment passed by this Court in First Appeal No. 585/2005 on 20/12/2006 and the Office Note dated 10/1/2007, it is revealed that this Court had directed the Registry to forward an amount of Rs. 1,76,323/- deposited by the appellant in this Court, along with interest, if any, to the Claims Tribunal, Akola. It further appears that the appellant had deposited an amount of Rs. 2,48,871/- in pursuance of the interim orders passed by this Court, and also deposited an amount of Rs. 25,000/- towards the statutory deposit.

Though the appellant had withdrawn an amount of Rs. 72,548/- after the Registry remitted the amount of Rs. 1,76,323/-, the

appellant did not withdraw the statutory amount of Rs. 25,000/- and, therefore, the amount of Rs. 25,000/- deposited by the appellant at the time of filing of the first appeal, is still lying unattended. It is clear from the judgment dated 20/12/2006 that only the amount of Rs. 1,76,323/- (with interest thereon) was to be forwarded to the Claims Tribunal, Akola and the appellant was entitled to withdraw the rest of the amount deposited by him.

In view of the aforesaid position, the appellant is permitted to withdraw the amount of Rs. 25,000/- deposited by the appellant towards the statutory deposit.

Civil application is allowed and disposed of accordingly.

JUDGE

RMP